

The Village of Northfield

REGULAR COUNCIL MEETING AGENDA October 24, 2018 7:30pm

Pledge of Allegiance

Call to Order; Roll Call; Approval of Minutes

Presentation of Petitions, Memorials and Remonstrances

Knights Caring for Knights

Reports of Municipal Officers:

Jesse J. Nehez, Mayor
Tricia Ingrassia, Finance Director
Richard Wasosky, Engineer
Brad Bryan, Law Director

Department Heads:

John Zolgus, Police Chief
Jason Buss, Fire Chief
Jason Walters, Service/Building Superintendent

Reports of Municipal Boards and Commissions:

Alan Hipps, Planning Commission
Mayor Nehez, Recreation Board

Reports of Standing Committees:

Nicholas Magistrelli, Finance
Jennifer Domzalski, Roads and Public Works
Keith Czerr, Health and Welfare
Gary Vojtush, Wages and Working Conditions
Renell Noack, Fire and Safety
Alan Hipps, Buildings and Grounds

Legislation:

2018-67 – An Emergency Ordinance to Approve the Editing and Inclusion of Certain Ordinances as Part of the Various Component Codes of the Codified Ordinances; to Approve, Adopt, Enact, and Publish New Matter in the Updated and Revised Codified Ordinances; and to Repeal Ordinances and Resolutions in Conflict Therewith (First Reading)

2018-68– An Emergency Resolution Authorizing the Purchase of Road Salt From Cargill through the Community University Education Purchasing Association (First Reading)

2018-69 – An Emergency Resolution Authorizing Certain Amendments to the 2018 Appropriation Resolution and/or Transferring Items Already Appropriated in that Resolution (First Reading)

Old Business; New Business; Announcements; Adjournment

**VILLAGE OF NORTHFIELD ORDINANCE NO. 2018-67
AN EMERGENCY ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF
CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF
THE CODIFIED ORDINANCES; TO APPROVE, ADOPT, ENACT, AND PUBLISH
NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; AND TO
REPEAL ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH**

WHEREAS, American Legal Publishing has completed its annual updating and revision of the Codified Ordinances of the Village; and

WHEREAS, various ordinances and resolutions of a general and permanent nature that have been passed by Council since the date of the last updating and revision of the Codified Ordinances (previously updated through December 31, 2016) have been included in the Codified Ordinances of the Village; and

WHEREAS, certain changes were made in the Codified Ordinances to bring Village law into conformity with State law.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That the editing, arrangement and numbering or renumbering of the following ordinances and resolutions and parts of ordinances and resolutions are hereby approved as parts of the various component codes of the Codified Ordinances of the Village, so as to conform to the classification and numbering system of the Code:

<u>Ord. No:</u>	<u>Date</u>	<u>C.O. Section</u>
2017-12	2-8-17	238.14
2017-16	2-22-17	1446.01-1446.03; 1446.99
2017-18	2-22-17	1482.01, 1482.02, 1482.99 (Repeals 1482.03)
2017-24	4-12-17	(Repeals 1060.08)
2017-25	5-10-17	452.03, 452.13, 452.15-452.17, 452.99
2017-26	4-12-17	816.04
2017-30	4-26-17	452.14
2017-37	6-28-17	232.03
2017-44	6-14-17	452.03
2017-48	6-28-17	258.09
2017-65	9-13-17	660.17, 660.18
2017-77	10-25-17	1492.01-1492.04, 1492.99
2017-78	11-8-17	889.01, 889.02

SECTION 2. That the following sections are or contain new matter in the Codified Ordinances and are hereby approved, adopted and enacted:

402.27, 402.57, 416.13, 434.01, 612.07, 624.01, 624.10, 636.11, 642.03, 678.04, 678.15

SECTION 3. That all ordinances and resolutions and parts thereof that are in conflict with any of the provisions of the new matter approved, adopted and enacted by Section 2 hereof are hereby repealed, except as follows:

(a) The enactment of such new matter shall not be construed to affect a right or liability accrued or incurred under any legislative provision prior to the effective date of such enactment or an action or proceeding for the enforcement of such right or liability. Such enactment shall not be construed to relieve any person from punishment for an act committed in violation of any such legislative provision or to affect an indictment or prosecution therefor. For such purposes, any such legislative provision shall continue in full force notwithstanding its repeal for the purposes of revision and recodification.

(b) The repeal provided above shall not affect any legislation enacted subsequent to December 31, 2017.

SECTION 4. That all formal actions of this Council concerning and relating to the deliberation and adoption of this Ordinance were taken in an open meeting of this Council or any of its legal committees and/or were in compliance with all legal requirements.

SECTION 5. That this Ordinance is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield in that it is necessary to have an up-to-date Code of Ordinances that is consistent with State law as required by Article XVIII, Section 3, of the Ohio Constitution with which to administer the affairs of the Village, ensure law and order, and avoid practical and legal entanglements, and that this Ordinance shall take immediate effect upon its signature by the Mayor, or upon the expiration of the time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this ____ day of

_____, 2018.

Nicholas Magistrelli, Pres. Pro-Tem of Council

Jesse J. Nehez, Mayor

Approved as to Legal Form.

Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing ordinance was duly and regularly passed by Council at a meeting held on the ____ day of _____, 2018.

Tricia Ingrassia, Clerk of Council

EXHIBIT A

SUMMARY OF NEW MATTER CONTAINED IN THE 2018 REPLACEMENT PAGES FOR THE CODIFIED ORDINANCES OF NORTHFIELD, OHIO

New matter in the 2018 Replacement Pages for the Codified Ordinances of Northfield, Ohio, includes legislation regarding:

<u>Section</u>	<u>New or amended matter regarding:</u>
402.27	Definition of pedestrian.
402.57	Definition of vehicle
416.13	Operation of personal delivery device on sidewalks and crosswalks.
434.01	DUI
612.07	Open container prohibited.
624.01	Definitions relating to drugs.
624.10	Controlled substance or prescription label.
636.11	Nonsupport of dependents.
642.03	Unauthorized use of property, including telecommunication property and computers; possession of municipal property.
678.04	Improperly handling firearms in a motor vehicle.
678.15	Concealed handgun licenses; possession of a revoked or suspended license; additional restrictions; posting of signs prohibiting possession.

VILLAGE OF NORTHFIELD RESOLUTION NO. 2018-68

AN EMERGENCY RESOLUTION AUTHORIZING THE PURCHASE OF ROAD SALT FROM MID-AMERICAN SALT THROUGH THE COMMUNITY UNIVERSITY EDUCATION PURCHASING ASSOCIATION AND THE PURCHASE OF ROAD SALT DIRECTLY FROM CARGILL IF AVAILABLE AND DELIVERABLE

WHEREAS, the Village is a member of the Community University Education Purchasing Association ("CUE"); and

WHEREAS, each year, CUE negotiates optimal prices for members of the Association for the purchase of road salt from a particular vendor for that season; and

WHEREAS, the guaranteed price negotiated for the current season is \$102 per ton; and

WHEREAS, the Village may also be able to purchase road salt directly from Cargill for \$79.82 per ton, but the availability and deliverability of road salt directly from Cargill is not guaranteed; and

WHEREAS, Council desires to authorize the purchase of the Village's guaranteed allotment of road salt for the current season at the CUE negotiated rate and also authorize the Village to purchase road salt at the cheaper \$79.82 price directly from Cargill if it is available and deliverable.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That Council hereby and herein authorizes the purchase of the Village's guaranteed allotment of 875 tons of road salt for the current season from Mid-American Salt at the CUE negotiated price of \$102 per ton for a total amount of \$89,250. Council also authorizes the Village to purchase road salt directly from Cargill at the price of \$79.82 per ton if road salt is available from and able to be delivered by Cargill.

SECTION 2. That all formal actions of this Council and any actions of its committees that resulted in those formal actions concerning and relating to the passage of this Resolution were taken in meetings open to the public and/or in compliance with law.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield for the reason that it is necessary for the safety of those driving within and through the Village during this winter season, and this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

RESOLUTION NO. 2018-68
PAGE TWO

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 2018.

Nicholas Magistrelli, President Pro-Tem of Council

Jesse J. Nehez, Mayor

Approved as to Legal Form.

Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the _____ day of _____, 2018.

Tricia Ingrassia, Clerk of Council

VILLAGE OF NORHTFIELD RESOLUTION NO. 2018-69

**AN EMERGENCY RESOLUTION AUTHORIZING CERTAIN AMENDMENTS TO THE
2018 APPROPRIATION RESOLUTION AND/OR TRANFERRING ITEMS ALREADY
APPROPRIATED IN THAT RESOLUTION**

WHEREAS, as the result of certain occurrences, information, and expenditures, amendments to the year 2018 Appropriation Resolution and/or transfers of items already appropriated in the Appropriation Resolution are required.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That in order to provide for certain expenditures during the 2018 calendar year, Council hereby and herein authorizes the amendments to the Year 2018 Appropriation Resolution and transfers of items already appropriated in the Year 2018 Appropriation Resolution in the amounts and to the funds set forth in the attachment hereto that is incorporated herein by reference.

SECTION 2. That all formal actions of the Council concerning and relating to the deliberation and adoption of this Resolution were taken in an open meeting of this Council or any of its committees and were in compliance with all legal requirements.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield for the reason that this action is required by state law and is necessary for the operation of the Village government, and that this Resolution shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 2018.

Nicholas Magistrelli, President Pro-Tem of Council

Jesse J. Nehez, Mayor

Approved as to Legal Form

Bradric T. Bryan, Director of Law

I, Tricia Ingrassia, Clerk of Council of the Village of Northfield, Summit County, Ohio do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the _____ day of _____, 2018.

Tricia Ingrassia, Clerk of Council